

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Docket No.:	067234-0104	Customer No.:	41552
Applicant:	Fan, Jian-Bing et al.	Confirmation No.:	8734
Serial No.:	10/759,576	Group Art Unit:	1634
Filed:	January 16, 2004	Examiner:	Forman, Betty J.
Title:	PARALLEL GENOTYPING OF MULTIPLE PATIENT SAMPLES		

**TERMINAL DISCLAIMER AND CERTIFICATION
UNDER RULE 1.321 AND 3.73(b)**

Illumina, Inc. is the assignee of and the exclusive owner of the entire right, title and interest of, in and to the above-identified application as indicated by the attached recordation of Assignment, which has been recorded by the U.S. Patent and Trademark Office at Reel 015170 and Frame 0323 for priority application Serial No. 09/785,514.

Illumina, Inc. hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the above-identified application that would extend beyond the expiration date of the full statutory term defined in 35 U.S.C. §§ 154-156 & 173, as presently shortened by any terminal disclaimer, of prior U.S. Patent Nos. 6,355,431, 6,544,732, 6,429,027 and 6,620,584.

Illumina, Inc. hereby agrees that any patent so granted on the above-identified application shall be enforceable only for and during such period that it and the prior patent are commonly owned. This agreement runs with any patent granted on the above-identified application and is binding upon the grantee, its successors or assigns.

In making the above disclaimer, the owner does not disclaim the terminal part of any patent granted on the above-identified application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. §§ 154-156 & 173 of the prior patent, as presently shortened by any terminal disclaimer, in the event that it later: expires

for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 C.F.R. § 1.321, has all claims canceled by a reexamination certificate, is reissued, or is in any manner terminated prior to the expiration of its full statutory term as presently shortened by any terminal disclaimer.

The undersigned has reviewed all of the documents and the chain of title of the patent application identified above and to the best of the undersigned's knowledge and belief all right, title and interest in the above-identified patent application resides with Illumina, Inc.

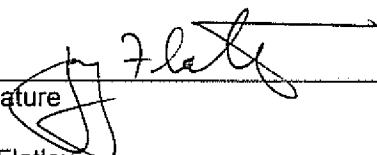
The undersigned is empowered to act on behalf of the assignee.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Please charge the \$130.00 Disclaimer fee to Deposit Account Number 502624.

10/26/2007

Date



Signature
Jay Flatley

Name
President and Chief Executive Officer

Title



UNITED STATES PATENT AND TRADEMARK OFFICE

UNDER SECRETARY OF COMMERCE FOR INTELLECTUAL PROPERTY AND
DIRECTOR OF THE UNITED STATES PATENT AND TRADEMARK OFFICE

SEPTEMBER 24, 2004

PTAS



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UNITED STATES PATENT AND TRADEMARK OFFICE
NOTICE OF RECORDATION OF ASSIGNMENT DOCUMENT

THE ENCLOSED DOCUMENT HAS BEEN RECORDED BY THE ASSIGNMENT DIVISION OF THE U.S. PATENT AND TRADEMARK OFFICE. A COMPLETE MICROFILM COPY IS AVAILABLE AT THE ASSIGNMENT SEARCH ROOM ON THE REEL AND FRAME NUMBER REFERENCED BELOW.

PLEASE REVIEW ALL INFORMATION CONTAINED ON THIS NOTICE. THE INFORMATION CONTAINED ON THIS RECORDATION NOTICE REFLECTS THE DATA PRESENT IN THE PATENT AND TRADEMARK ASSIGNMENT SYSTEM. IF YOU SHOULD FIND ANY ERRORS OR HAVE QUESTIONS CONCERNING THIS NOTICE, YOU MAY CONTACT THE EMPLOYEE WHOSE NAME APPEARS ON THIS NOTICE AT 703-308-9723. PLEASE SEND REQUEST FOR CORRECTION TO: U.S. PATENT AND TRADEMARK OFFICE, ASSIGNMENT DIVISION, BOX ASSIGNMENTS, CG-4, 1213 JEFFERSON DAVIS HWY, SUITE 320, WASHINGTON, D.C. 20231.

RECORDATION DATE: 04/02/2004

REEL/FRAME: 015170/0323

NUMBER OF PAGES: 5

BRIEF: CORRECTIVE ASSIGNMENT TO CORRECT ADDRESS AND STATE OF INCORPORATION OF ASSIGNEE, PREVIOUSLY RECORDED AT REEL 012048, FRAME 0236.

ASSIGNOR:

FAN, JIAN-BING

DOC DATE: 03/04/2004

ASSIGNOR:

CHEE, MARK S.

DOC DATE: 03/04/2004

ASSIGNEE:

ILLUMINA, INC.
9885 TOWNE CENTRE DRIVE
SAN DIEGO, CALIFORNIA 92121

SERIAL NUMBER: 09785514

FILING DATE: 02/16/2001

PATENT NUMBER:

ISSUE DATE:

TITLE: PARALLEL GENOTYPING OF MULTIPLE PATIENT SAMPLES

015170/0323 PAGE 2

JEEVON JONES, EXAMINER
ASSIGNMENT DIVISION
OFFICE OF PUBLIC RECORDS

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

FAN *et al.*,

Serial No: 09/785,514

Filed: February 16, 2001

For: **PARALLEL GENOTYPING OF
MULTIPLE PATIENT SAMPLES**

Examiner: FORMAN, B.J..

Group Art Unit: 1634

Express Mail No. EV 298967445 US

REQUEST FOR CORRECTION OF ASSIGNMENT DOCUMENT UNDER M.P.E.P. § 323

Mail Stop Assignment Recordation Services
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

For the above-identified patent application, Applicant hereby requests correction of the address and state of incorporation of the assignee in the original assignment recorded by the U.S. Patent and Trademark Office on August 6, 2001 at Reel No. 012048, Frame No. 0236. Enclosed are the following:

1. Original assignment document with corrections made therein;
2. Original Recordation Form Cover Sheet;
3. New Recordation Form Cover Sheet, indicating submission as a corrective document;

and

4. Return Postcard.

The requisite fee under 37 C.F.R. §3.41 is enclosed. Applicants are of the belief that no other fees are due in connection with this request. The Commissioner, however, is hereby authorized to charge any additional required fees, or credit any overpayment, to Deposit Account No. 50-2319 (Our Order No. A-68970/RMS/DCF/NHT (465840-00483)).

Please direct any calls in connection with this application to the undersigned at (415) 781-1989.

Respectfully submitted,
DORSEY & WHITNEY LLP

Dated: April 1, 2004
Customer Number: **32940**
Dorsey & Whitney LLP
Four Embarcadero Center, Suite 3400
San Francisco, CA 94111-4187
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BY: Paul C. Jantz Reg. No.: 44,685
for Robin M. Silva, Reg. No. 38, 304
Filed under § 1.34(a)

ASSIGNMENT
(NOT ACCOMPANYING APPLICATION)

WHEREAS, the undersigned, Jian-Bing Fan, resident of San Diego, County of San Diego, State of California; and Mark S. Chee, resident of Del Mar, County of San Diego, State of California (hereinafter termed "Inventors"), have invented certain new and useful improvements in PARALLEL GENOTYPING OF MULTIPLE PATIENT SAMPLES and have executed an application for a United States patent disclosing and identifying this invention and having Serial No. 09/785,514 and a filing date of February 16, 2001; and

WHEREAS, Illumina, Inc., a corporation of the State of ~~California~~ ^{Delaware}, having a place of business at ~~9399 Towne Centre Drive, Suite 200~~ ¹⁶²⁵, San Diego, 92121, State of California, (hereinafter termed "Assignee"), is desirous of acquiring the entire right, title and interest in and to said application and the invention disclosed therein, and in and to all embodiments of the invention, heretofore conceived, made or discovered jointly or severally by said Inventors (all collectively hereinafter termed "said invention"), and in and to any and all patents, inventors' certificates and other forms of protection, including any and all applications filed and any and all patents granted on said invention in the United States or any foreign country, including each and every application filed and each and every patent granted on any application which is a division, substitution, or continuation of any of said applications, and every reissue or extensions of any of said patents (hereinafter termed "Patent Rights").

NOW, THEREFORE, in consideration of good and valuable consideration acknowledged by said Inventors to have been received in full from said Assignee:

1. Said Inventors do each hereby sell, assign, transfer and convey unto said Assignee, the entire right, title and interest (a) in and to said application and said invention; (b) in and to all rights to apply for foreign patents on said invention pursuant to the International Convention for the Protection of Industrial Property or otherwise; (c) in and to all Patent Rights.
2. Said Inventors hereby agree that each will, at Assignee's expense, (a) cooperate with Assignee in the prosecution and enforcement of the Patent Rights, and (b) execute, verify, testify, acknowledge and deliver all such further facts and documents, including applications, petitions, declarations, oaths and instruments of transfer necessary.
3. The terms and covenants of this assignment shall inure to the benefit of said Assignee, its successors, assigns and other legal representatives and assigns.
4. Said Inventors each warrant and represent that he has not entered and will not enter into any assignment, contract, or understanding in conflict herewith.

